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SIXTH COMMITTEE
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New York

SUMMARY RECORD OF THE 38th MEETING

Chairman: Mrs. FLORES (Uruguay)

CONTENTS

AGENDA ITEM 143: REPORT OF THE INTERNATIONAL LAW COMMISSION ON THE WORK OF ITS FORTY-FIFTH SESSION (continued)

AGENDA ITEM 141: PROGRESSIVE DEVELOPMENT OF THE PRINCIPLES AND NORMS OF INTERNATIONAL LAW RELATING TO THE NEW INTERNATIONAL ECONOMIC ORDER (continued)

AGENDA ITEM 148: REQUEST FOR AN ADVISORY OPINION FROM THE INTERNATIONAL COURT OF JUSTICE (continued)

AGENDA ITEM 161: REVIEW OF THE PROCEDURE PROVIDED FOR UNDER ARTICLE 11 OF THE STATUTE OF THE ADMINISTRATIVE TRIBUNAL OF THE UNITED NATIONS (continued)

AGENDA ITEM 139: UNITED NATIONS PROGRAMME OF ASSISTANCE IN THE TEACHING, STUDY, DISSEMINATION AND WIDER APPRECIATION OF INTERNATIONAL LAW (continued)

AGENDA ITEM 146: REPORT OF THE SPECIAL COMMITTEE ON THE CHARTER OF THE UNITED NATIONS AND ON THE STRENGTHENING OF THE ROLE OF THE ORGANIZATION (continued)

AGENDA ITEM 142: UNITED NATIONS DECADE OF INTERNATIONAL LAW (continued)

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The meeting was called to order at 3.35 p.m.

AGENDA ITEM 143: REPORT OF THE INTERNATIONAL LAW COMMISSION ON THE WORK OF ITS FORTY-FIFTH SESSION (continued) (A/C.6/46/L.11)

Draft resolution A/C.6/48/L.11

1. The CHAIRMAN said that the Moroccan, Norwegian and Swedish delegations had joined the sponsors of the draft.

2. Draft resolution A/C.6/48/L.11 was adopted without a vote.

3. Mrs. VALDES (Cuba), explaining her delegation's position, said that its decision to join the consensus on the resolution just adopted in no way prejudged the position that Cuba would take when the draft statute for an international criminal court that was to be elaborated by the International Law Commission was submitted to the Committee for adoption.

4. The CHAIRMAN said that the Committee had thus completed consideration of agenda item 143.

AGENDA ITEM 141: PROGRESSIVE DEVELOPMENT OF THE PRINCIPLES AND NORMS OF INTERNATIONAL LAW RELATING TO THE NEW INTERNATIONAL ECONOMIC ORDER (continued) (A/C.6/48/L.13)

Draft decision A/C.6/48/L.13

5. The CHAIRMAN suggested that the Committee should adopt the draft without a vote.

6. Draft decision A/C.6/48/L.13 was adopted without a vote.

7. The CHAIRMAN said that the Committee had thus completed consideration of agenda item 141.

AGENDA ITEM 148: REQUEST FOR AN ADVISORY OPINION FROM THE INTERNATIONAL COURT OF JUSTICE (continued) (A/C.6/48/L.15)

Draft decision A/C.6/48/L.15

8. The CHAIRMAN suggested that the Committee should adopt the draft without a vote.

9. Draft decision A/C.6/48/L.15 was adopted without a vote.

10. The CHAIRMAN said that the Committee had thus completed consideration of agenda item 148.

AGENDA ITEM 161: REVIEW OF THE PROCEDURE PROVIDED FOR UNDER ARTICLE 11 OF THE STATUTE OF THE ADMINISTRATIVE TRIBUNAL OF THE UNITED NATIONS (continued) (A/C.6/48/L.19)

Draft decision A/C.6/48/L.19

11. Mr. HAYES (Ireland) said that, since the draft under consideration was the outcome of extensive consultations, he hoped that the Committee could adopt it by consensus.

12. Miss DAUCHY (Secretary of the Committee) said that, in preparing the report provided for under paragraph (a) of the draft, the Secretary-General would take into account the views expressed by delegations at the forty-eighth session of the General Assembly. He would also take into account the views of staff representatives, whom he would consult as provided for under staff regulation 8.1.

13. The CHAIRMAN said that she would take it that the Committee wished to act on the draft, even though it had been circulated only a few hours earlier in official form.

14. It was so decided.

15. Draft decision A/C.6/48/L.19 was adopted without a vote.

16. The CHAIRMAN said that the Committee had thus completed consideration of agenda item 161.

AGENDA ITEM 139: UNITED NATIONS PROGRAMME OF ASSISTANCE IN THE TEACHING, STUDY, DISSEMINATION AND WIDER APPRECIATION OF INTERNATIONAL LAW (continued) (A/C.6/48/L.17)

Draft resolution A/C.6/48/L.17

17. Mr. BROWN (Ghana) said that Uruguay had joined the sponsors of the draft. The text now before the Committee contained a new paragraph 4. Since that addition was unlikely to be controversial, he called on the members of the Committee to adopt the draft by consensus.

18. Draft resolution A/C.6/48/L.17 was adopted without a vote.

19. The CHAIRMAN said that the Committee had thus completed consideration of agenda item 139.

AGENDA ITEM 146: REPORT OF THE SPECIAL COMMITTEE ON THE CHARTER OF THE UNITED NATIONS AND ON THE STRENGTHENING OF THE ROLE OF THE ORGANIZATION (continued)

Draft resolution A/C.6/48/L.18

20. Mr. ABOULMAGD (Egypt) said that Bulgaria, Colombia, Ethiopia, Indonesia, Italy, the Philippines and Slovakia had joined the sponsors of the draft. Since the text now before the Committee contained only one new component - namely, the

(Mr. Aboulmagd, Egypt)

invitation to the Special Committee to initiate a review of its membership - he suggested that the Sixth Committee should adopt the draft without a vote.

21. Miss DAUCHY (Secretary of the Committee) said that adoption of the draft would not have any implications for the proposed programme budget for the biennium 1994-1995, since the necessary resources had already been included in section 7, subprogramme 3.

22. The CHAIRMAN said that she would take it that the members of the Committee wished to act on the draft, even though it had been circulated only a few hours earlier in official form.

23. It was so decided.

24. Draft resolution A/C.6/48/L.18 was adopted without a vote.

25. The CHAIRMAN said that the Committee had thus completed consideration of agenda item 146.

AGENDA ITEM 142: UNITED NATIONS DECADE OF INTERNATIONAL LAW (continued) (A/C.6/48/L.16 and L.20)

Draft resolution A/C.6/48/L.16

26. Mr. MOHAMMED (Nigeria), introducing the draft, said that Chile, Mongolia and the Philippines had joined its sponsors. He called on the Committee to adopt the text by consensus.

27. The CHAIRMAN drew attention to the statement of programme budget implications of the draft (A/C.6/48/L.20). She suggested that the Committee should take a decision on the draft even though it had been circulated only a few hours earlier in official form.

28. It was so decided.

29. Draft resolution A/C.6/48/L.16 was adopted without a vote.

30. Mr. ODEVALL (Sweden), speaking on behalf of the Canadian delegation as well as his own delegation, said that he assumed that the report of the International Committee of the Red Cross (ICRC) would be reproduced in extenso, under a separate subtitle, in the Secretary-General's next report. Moreover, as in its 1993 report, in its next report ICRC should put forward suggestions as to questions to be considered by the Sixth Committee.

31. Mr. ROSENSTOCK (United States of America) said that, whatever the unilateral interpretations of some delegations might be in that connection, the procedures to be followed were set out clearly in the draft resolution and must be adhered to.

32. The CHAIRMAN said that the Committee had thus completed consideration of agenda item 142.

The meeting rose at 4 p.m.